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DATE: June 5, 2006

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TO: United States Patent and Trademark Office  
 COMPANY: Examiner Paul B. Prebilic, Group Art Unit 3738

FAX NUMBER: 571-273-8300  
 PHONE NUMBER:

FROM: Douglas A. Collier

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RE: Response to Office Action for U.S. Patent Application No. 10/624,981 to Thomas Zdeblick

COMMENTS: I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

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*Douglas A. Collier*  
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Client Matter No.: 333 MSDI-168

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PTO/99-21 (08-04)

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/624,681	<b>RECEIVED</b>
Filing Date	July 22, 2003	CENTRAL FAX CENTER
First Named Inventor	Thomas Zdeblick, et al.	
Art Unit	3738	JUN 05 2006
Examiner Name	Paul B. Prublic	
Attorney Docket Number	MSDI-168/PC568.02	

20

<b>ENCLOSURES (Check all that apply)</b>		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
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<input type="checkbox"/> <input type="checkbox"/> Affidavit(s)/Declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Krieg Devault LLP		
Signature			
Printed name	Douglas A. Collier		
Date	June 5, 2006	Reg. No.	43,558

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Douglas A. Collier	Date	June 5, 2006

This collection of information is required by 37 CFR 1.6. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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#703447

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Thomas A. Zdeblick et al.	)	Before the Examiner: Paul B. Prebilic
Serial No. 10/624,981	)	Group Art Unit: 3738
Filed: July 22, 2003	)	June 5, 2006
SPINAL IMPLANTS AND TOOL FOR INSERTION AND REVISION	)	Atty Docket No. MSDI-168/PC566.02

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JUN 05 2006**

**RESPONSE TO SECOND, NON-FINAL OFFICE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the non-final office action mailed March 3, 2006, please consider the following. No fees or extensions of time are believed necessary of consideration of the enclosed. However, please provide any extensions of time which may be necessary and charge any fees due to Deposit Account 12-2424, but not including the payment of issue fees.

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

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Douglas A. Collier  
Name of Registered Representative  
Douglas A. Collier  
Signature

June 5, 2006  
Date of Signature

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Response to Office Action  
Ser. No. 10/624,981  
Atty Docket No. MSDI-168/PC566.02  
Page 1 of 19